

## PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: Mail

Mail Stop ISSUE FEE  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 or Fax (571)-273-2885

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. ~~Patent~~ correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

7590

03/07/2007

Tarek N. Fahmmi

BLAKELY, SOKOLOFF, TAYLOR &amp; ZAFMAN LLP

Seventh Floor

12400 Wilshire Boulevard

Los Angeles, CA 90025-1026

09/08/2007 09/08/2007 09/08/2007

01 FC:1501 1400.00 OP  
 02 FC:8001 30.00 OP

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

## Certificate of Mailing or Transmission

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (571) 273-2885, on the date indicated below.

Christopher P. Marshall

(Depositor's name)

C. Marshall

(Signature)

6/1/2007

(Date)

| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-----------------|-------------|----------------------|---------------------|------------------|
|-----------------|-------------|----------------------|---------------------|------------------|

09/854,321

05/11/2001

Gilbert Grosdidier

3997P010

7640

TITLE OF INVENTION: METHOD FOR DETERMINING NETWORK CONGESTION AND LINK CAPACITIES

01 FC:1501  
 02 FC:8001

1400.00 OP  
 30.00 OP

| APPLN. TYPE | SMALL ENTITY | ISSUE FEE DUE | PUBLICATION FEE DUE | PREV. PAID ISSUE FEE | TOTAL FEE(S) DUE | DATE DUE |
|-------------|--------------|---------------|---------------------|----------------------|------------------|----------|
|-------------|--------------|---------------|---------------------|----------------------|------------------|----------|

nonprovisional

NO

\$1400

\$0

\$0

\$1400

06/07/2007

| EXAMINER | ART UNIT | CLASS-SUBCLASS |
|----------|----------|----------------|
|----------|----------|----------------|

LY, ANH VU H

2616

370-235000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.

☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

(1) the names of up to 3 registered patent attorneys or agents OR, alternatively,

(2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

BLAKELY, SOKOLOFF, TAYLOR  
 & ZAFMAN LLP

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

Network Physics, Inc.

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

Mountain View, California

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☒ Corporation or other private group entity ☐ Government

4a. The following fee(s) are submitted:

☒ Issue Fee☐ Publication Fee (No small entity discount permitted)☒ Advance Order - # of Copies ten (10)

4b. Payment of Fee(s): (Please first reapply any previously paid issue fee shown above)

☒ A check is enclosed.☐ Payment by credit card. Form PTO-2038 is attached.☒ The Director is hereby authorized to charge the required fee(s), any deficiency, or credit any overpayment, to Deposit Account Number 02-2666 (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27.☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature

Lester J. Vincent

Date

June 1, 2007

Typed or printed name

Lester J. Vincent

Registration No.

31,460

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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**FEE TRANSMITTAL FOR FY 2007**

(Effective on 12/08/2004. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).)

TOTAL AMOUNT OF PAYMENT (\$) 1,430.00

Complete if Known:

Application No. 09/854,321  
Filing Date May 11, 2001  
First Named Inventor GILBERT GROSSDIDIER  
Examiner Name Ly, Anh Vu H.  
Art Unit 2616  
Attorney Docket No. 3997P010

Applicant claims small entity status. See 37 CFR 1.27.

**METHOD OF PAYMENT** (check all that apply)☒ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify)☐ Deposit AccountDeposit Account Number : 02-2666

Deposit Account Name: \_\_\_\_\_

☒ The Director is Authorized to do the following with respect to the above-identified Deposit Account:☒ Charge fee(s) indicated below.☒ Charge any additional fee(s) or underpayment of fee(s) during the pendency of this application.☐ Charge fee(s) indicated below except for the filing fee☒ Credit any overpayments.☒ Any concurrent or future reply that requires a petition for extension of time should be treated as incorporating an appropriate petition for extension of time and all required fees should be charged.

Warning: Information on this form may become public. Credit card information should not be included on this form.  
Provide credit card information and authorization on PTO-2038.

**FEE CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

| Large Entity                |          | Small Entity |          | Fee Description                    |             | Fees Paid (\$) |
|-----------------------------|----------|--------------|----------|------------------------------------|-------------|----------------|
| Code                        | Fee (\$) | Code         | Fee (\$) |                                    |             |                |
| 1011                        | 300      | 2011         | 150      | Utility application filing fee     | } 1,000/500 | _____          |
| 1111                        | 500      | 2111         | 250      | Utility search fee                 |             | _____          |
| 1311                        | 200      | 2311         | 100      | Utility examination fee            |             | _____          |
| 1012                        | 200      | 2012         | 100      | Design application filing fee      | } 430/215   | _____          |
| 1112                        | 100      | 2112         | 50       | Design search fee                  |             | _____          |
| 1312                        | 130      | 2312         | 65       | Design examination fee             |             | _____          |
| 1013                        | 200      | 2013         | 100      | Plant filing fee                   | } 660/330   | _____          |
| 1113                        | 300      | 2113         | 150      | Plant search fee                   |             | _____          |
| 1313                        | 160      | 2313         | 80       | Plant examination fee              |             | _____          |
| 1004                        | 300      | 2004         | 150      | Reissue filing fee                 | } 1,400/700 | _____          |
| 1114                        | 500      | 2114         | 250      | Reissue search fee                 |             | _____          |
| 1314                        | 600      | 2314         | 300      | Reissue examination fee            |             | _____          |
| 1005                        | 200      | 2005         | 100      | Provisional application filing fee |             | _____          |
| SUBTOTAL (1) \$ <u>0.00</u> |          |              |          |                                    |             |                |

**2. EXCESS CLAIM FEES****Fee Description****Large Entity**      **Small Entity**

| Fee  | Fee  | Fee  | Fee  |
|------|------|------|------|
| Code | (\$) | Code | (\$) |
| 1202 | 50   | 2202 | 25   |
| 1201 | 200  | 2201 | 100  |
| 1203 | 360  | 2203 | 180  |
| 1204 | 200  | 2204 | 100  |
| 1205 | 50   | 2205 | 25   |

| Fee  | Fee  | Fee Description  |
|------|------|--|
| Code | (\$) |  |
| 1202 | 50   | Each claim over 20   |
| 1201 | 200  | Each independent claim over 3                                    |
| 1203 | 360  | Multiple dependent claims, if not paid                           |
| 1204 | 200  | Reissue: each claim over 20 and more than in the original patent |
| 1205 | 50   | Reissue: each independent claim more than in the original patent |

|   | <u>Extra Claims</u> | <u>Fee</u> | <u>Fees Paid (\$)</u> |
|---|---------------------|------------|-----------------------|
| <b>Total Claims</b> _____ - 20 or HP = _____                          | X                   | _____      | = _____               |
| HP = highest number of total claims paid for, if greater than 20      |                     |            |                       |
| <b>Independent Claims</b> _____ - 3 or HP = _____                     | X                   | _____      | = _____               |
| HP = highest number of independent claims paid for, if greater than 3 |                     |            |                       |
| <b>Multiple Dependent Claims</b> _____                                |                     | _____      | = _____               |

SUBTOTAL (2) \$ 0.00**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 C.F.R. 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

| <u>Total Sheets</u> | <u>Extra Sheets</u> | <u>Number of each additional<br/>50 or fraction thereof</u> | <u>Fee from<br/>below</u> | <u>Fees paid (\$)</u> |
|---------------------|---------------------|---|---------------------------|-----------------------|
| _____               | - 100 = _____       | / 50 = _____ (round up to whole number)                     | X \$ _____                | _____                 |

**Large Entity**      **Small Entity**

| Fee  | Fee  | Fee  | Fee  |
|------|------|------|------|
| Code | (\$) | Code | (\$) |
| 1081 | 250  | 2081 | 125  |
| 1082 | 250  | 2082 | 125  |
| 1083 | 250  | 2083 | 125  |
| 1084 | 250  | 2084 | 125  |

| Fee Description: Application size fee for each additional group of 50 sheets beyond initial 100 sheets (count spec & drawings except sequences & program listings): |
|---|
| Utility   |
| Design  |
| Plant   |
| Reissue   |

SUBTOTAL (3) \$ 0.00

**FEE CALCULATION (continued)****4. OTHER FEE(S)**

|   |          |                     |          | <u>Fees Paid (\$)</u>  |                    |
|---|----------|---------------------|----------|--|--------------------|
| Non-English Specification, \$130 fee (no small entity discount)         |          |                     |          |  |                    |
| <u>Large Entity</u>   |          | <u>Small Entity</u> |          |  |                    |
| Fee Code  | Fee (\$) | Fee Code            | Fee (\$) | <u>Fee Description</u>   |                    |
| 1051  | 130      | 2051                | 65       | Surcharge - late filing fee or oath  |                    |
| 1052  | 50       | 2052                | 25       | Surcharge - late provisional filing fee or cover sheet                     |                    |
| 1053  | 130      | 1053                | 130      | Non-English specification  |                    |
| 1812  | 2,520    | 1812                | 2,520    | For filing a request for ex parte reexamination                            |                    |
| 1813  | 8,800    | 1813                | 8,800    | Request for inter parties reexamination                                    |                    |
| 1804  | 920*     | 1804                | 920*     | Requesting publication of SIR prior to Examiner action                     |                    |
| 1805  | 1,840*   | 1805                | 1,840*   | Requesting publication of SIR after Examiner action                        |                    |
| 1251  | 120      | 2251                | 60       | Extension for reply within first month                                     |                    |
| 1252  | 450      | 2252                | 225      | Extension for reply within second month                                    |                    |
| 1253  | 1,020    | 2253                | 510      | Extension for reply within third month                                     |                    |
| 1254  | 1,590    | 2254                | 795      | Extension for reply within fourth month                                    |                    |
| 1255  | 2,160    | 2255                | 1,080    | Extension for reply within fifth month                                     |                    |
| 1401  | 500      | 2401                | 250      | Notice of Appeal   |                    |
| 1402  | 500      | 2402                | 250      | Filing a brief in support of an appeal                                     |                    |
| 1403  | 1,000    | 2403                | 500      | Request for oral hearing   |                    |
| 1451  | 1,510    | 1451                | 1,510    | Petition to institute a public use proceeding                              |                    |
| 1452  | 500      | 2452                | 250      | Petition to revive - unavoidable   |                    |
| 1453  | 1,500    | 2453                | 750      | Petition to revive - unintentional   |                    |
| 1501  | 1,400    | 2501                | 700      | Utility issue fee (or reissue)   | 1,400.00           |
| 1502  | 800      | 2502                | 400      | Design issue fee   |                    |
| 1503  | 1100     | 2503                | 550      | Plant issue fee  |                    |
| 1462  | 400      | 1462                | 400      | Petitions to the Commissioner (CFR 1.17(f) Group I)                        |                    |
| 1463  | 200      | 1463                | 200      | Petitions to the Commissioner (CFR 1.17(g) Group II)                       |                    |
| 1464  | 130      | 1464                | 130      | Petitions to the Commissioner (CFR 1.17(h) Group III)                      |                    |
| 1807  | 50       | 1807                | 50       | Processing fee under 37 CFR 1.17(q)  |                    |
| 1806  | 180      | 1806                | 180      | Submission of Information Disclosure Stmt                                  |                    |
| 8021  | 40       | 8021                | 40       | Recording each patent assignment per property (times number of properties) |                    |
| 1809  | 790      | 2809                | 395      | For filing a submission after final rejection (see 37 CFR 1.129(a))        |                    |
| 1814  | 130      | 2814                | 65       | Statutory Disclaimer   |                    |
| 1810  | 790      | 2810                | 395      | For each additional invention to be examined (see 37 CFR 1.129(b))         |                    |
| 1801  | 790      | 2801                | 395      | Request for Continued Examination (RCE)                                    |                    |
| 1802  | 900      | 1802                | 900      | Request for expedited examination of a design application                  |                    |
| 1504  | 300      | 1504                | 300      | Publication fee for early, voluntary, or normal pub.                       |                    |
| 1505  | 300      | 1505                | 300      | Publication fee for republication  |                    |
| 1803  | 130      | 1803                | 130      | Request for voluntary publication or republication                         |                    |
| 1808  | 130      | 1808                | 130      | Processing fee under 37 CFR 1.17(i) (except provisionals)                  |                    |
| 1454  | 1,370    | 1454                | 1,370    | Acceptance of unintentionally delayed claim for priority                   |                    |
| Other fee (specify) <u>Printed Copy of patent w/o color (10 copies)</u> |          |                     |          |  | 30.00              |
| Other fee (specify) _____   |          |                     |          |  |                    |
|   |          |                     |          | <b>SUBTOTAL (4)</b>  | <b>\$ 1,430.00</b> |

\*Reduced by Basic Filing Fee Paid

**SUBMITTED BY:**Typed or Printed Name: Lester J. VincentSignature: Date: June 1, 2007Reg. Number: 31,460Telephone Number: 408-720-8300

Send to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450